

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

LORI A. MODY, et al.,)
Plaintiffs,)
v.) Civil Action No. 1:07CV428
ENTERPRISE INFORMATION)
MANAGEMENT, INC., et al.,)
Defendants.)

)

**DEFENDANT DAVID B. SPRENKLE'S
RULE 12(b)(6) MOTION TO DISMISS COMPLAINT**

Defendant David B. Sprenkle, by counsel, hereby moves the Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, to dismiss Counts I – VI of the Complaint for failure to state claims upon which relief can be granted. The grounds for this Motion are more fully set forth and described in the supporting Memorandum filed herewith.

DATED: June 19, 2007

Respectfully submitted,

HOLLAND & KNIGHT LLP

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of June, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF), to the following:

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I also certify that I sent a copy of the foregoing to the above via first-class mail, postage prepaid.

/s/
Jennifer E. Dure